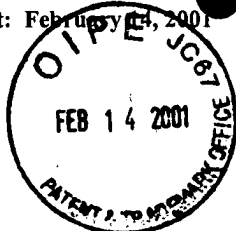


Express Mail Label No.: EF37122 US  
Date of Deposit: February 14, 2001



PATENT

Attorney Docket No: 15966-539 (CURA-39)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ART UNIT: 1656 EXAMINER: J. Taylor  
APPLICANTS: Rothberg, et al.  
SERIAL NO: 09/417,386  
FILING DATE: October 13, 1999  
FOR : METHOD OF IDENTIFYING NUCLEIC ACIDS

RECEIVED

FEB 22 2001

TECH CENTER 1600/2900

February 14, 2001  
Boston, Massachusetts

Assistant Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the present application are the following documents:

- ☒ Supplemental Information Disclosure Statement (2 pages);
- ☒ Modified Form 1449/PTO (1 page in duplicate);
- ☒ Copies of References Cited, A4, B1-B5, C21-C25;
- ☒ Check No. 8009 in the amount of \$180.00;
- ☒ Return Postcard.

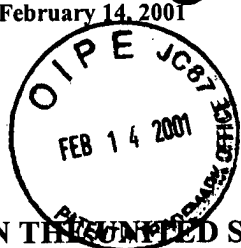
The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 15966-539 (CURA-39)). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529  
Christina V. Karnakis, Reg. No. 45,899  
MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

Express Mail Label No.: E1227071US  
Date of Deposit: February 14, 2001



PATENT

Attorney Docket No: 15966-539 (CURA-39)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

ART UNIT: 1656 EXAMINER: J. Taylor  
APPLICANTS: Rothberg, et al.  
SERIAL NO: 09/417,386  
FILING DATE: October 13, 1999  
FOR : METHOD OF IDENTIFYING NUCLEIC ACIDS

FEB 22 2001

TECH CENTER 1600/2900

February 14, 2001  
Boston, Massachusetts

Assistant Commissioner for Patents  
Washington, D.C. 20231

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97, and 1.98, Applicant hereby makes of record the attached documents listed below and on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application. The order of presentation of the references should not be construed as an indication of the importance of the references.

#### U.S. Patents

*JK*

A4	5,814,445	Belyavsky et al.	September 29, 1998
----	-----------	------------------	--------------------

#### Foreign Patents

*JK*

B1	WO	97/15690	CuraGen Corporation	May 1, 1997
B2	WO	97/22720	Beattie, Kenneth	June 26, 1997
B3	WO	97/29211	The Government of the United States of America	August 14, 1997
B4	WO	98/51789	Display Systems Biotech APS	November 19, 1998
B5	WO	00/15851	CuraGen Corporation	March 23, 2000

#### Other Documents:

*JK*

C21	Guilfoyle, et al., Nucleic Acids Research 25(9):1854-58 (1997).
C22	Kato, S., et al., Gene 150:243-50 (1994).
C23	Kato, K., Nucleic Acids Research 23(18):3685-90 (1995).
C25	Shimkets, et al., Nature Biotechnology, 17:798-803 (1999).
C25	PCT International Search Report dated July 13, 2000

02/20/2001 AGOITOM 00000121 09417386

01 FC:126

180.00 OP

*G. J. Cleveland*

*5/27/01*

APPLICANTS:  
U.S.S.N.:

Rothberg,  
09/614,505

- ☐ This Information Disclosure Statement is being filed:  
within three months of the filing date of the National Application;
- ☐ within three months of the filing date of the entry of the National Stage, as set forth in 37 C.F.R. §1.491, in an International Application; or
- ☒ After the mailing date of a first Office Action on the merits in the above-identified case.

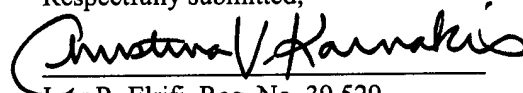
Accordingly, our check in the amount of \$180.00 is enclosed to cover the required fee.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 15966-539 (CURA-39)).

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529  
Christina V. Karnakis, Reg. No. 45,899  
MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

TRADOCS:1437668.1(%TB801!.DOC)